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FILED IN THE
 UNITED STATES DISTRICT COURT
 DISTRICT OF HAWAII

JAN 03 2006

at 6 o'clock and 51 min. M
 SUE BEITIA, CLERK

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 POST-CONFIRMATION TRUST

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen) CIVIL NO. CV 03 00385 SOM LEK
 Plaintiff,) (Copyright)
 vs.)
) NOTICE OF MOTION; THE POST
 HAWAII EXPRESS SERVICE, INC., et) CONFIRMATION TRUST FOR THE
 al.,) FLEMING COMPANIES, INC.'S
 Defendants.) MOTION IN LIMINE NO. 6
) REGARDING ALLEGED
) UNRELATED BAD ACTS;
) MEMORANDUM IN SUPPORT OF

SCANNED

) THE POST CONFIRMATION TRUST
) FOR THE FLEMING COMPANIES,
) INC.'S MOTION IN LIMINE
) REGARDING ALLEGED
) UNRELATED BAD ACTS
)
) DATE: January 20, 2006 ✓aw
) TIME: 2:00 p.m.
) JUDGE: Honorable Susan O. Mollway
) Trial Date: January 24, 2006

NOTICE OF HEARING

TO: Timothy J. Hogan, Esq.
Lynch, Ichida, Thompson & Kim
1132 Bishop Street, Suite 1405
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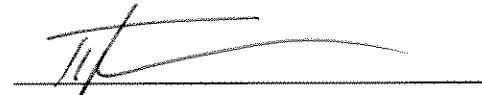
Attorney for Plaintiff

NOTICE IS HEREBY GIVEN that THE POST CONFIRMATION
TRUST FOR THE FLEMING COMPANIES, INC.'S MOTION IN LIMINE
REGARDING ALLEGED UNRELATED BAD ACTS, shall come on for hearing
before the Honorable Susan Oki Mollway, United States District Judge of the
above-entitled Court, in her courtroom in the United States District Court, 300 Ala
Moana Boulevard, Honolulu, Hawaii, at 2:00 p.m., on January 20, 2006, or as soon

thereafter as counsel can be heard.

DATED: Honolulu, Hawaii, January 3, 2006.

KOBAYASHI, SUGITA & GODA



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THE POST CONFIRMATION
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and

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Trust for Fleming Companies, Inc.